

## **EXHIBIT B**

**Maria L. Nixon**

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**From:** Molshree Gupta  
**Sent:** Thursday, May 18, 2023 1:25 PM  
**To:** 'Thomas Ferlauto'; Maria L. Nixon  
**Cc:** Patrick Stockalper; Barbara Ezra  
**Subject:** RE: Assif v County of Los Angeles; Notice of Deposition Kelly

**Importance:** High

Counsel:

Can you please confirm the depos or advise alternate availability? We have a lot of moving parts on our end and need to resolve these so we know the scheduling and availability for the remaining.

I am working on those today.

Thanks,

Molshree Gupta  
Partner  
**KJAR, McKENNA & STOCKALPER, LLP**

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**From:** Molshree Gupta  
**Sent:** Wednesday, May 17, 2023 2:42 PM  
**To:** 'Thomas Ferlauto' <[tmf@lawofficetmf.com](mailto:tmf@lawofficetmf.com)>; Maria L. Nixon <[mnixon@kmslegal.com](mailto:mnixon@kmslegal.com)>  
**Cc:** Patrick Stockalper <[pstockalper@kmslegal.com](mailto:pstockalper@kmslegal.com)>; Barbara Ezra <[bezra@kmslegal.com](mailto:bezra@kmslegal.com)>  
**Subject:** RE: Assif v County of Los Angeles; Notice of Deposition Kelly  
**Importance:** High

The traffic stop PMK is available on June 1, 2023 in the afternoon. Since we will already be in El Segundo for Plt's expert's deposition that morning, do you want to just do that one in our office that afternoon?

Molshree Gupta  
Partner  
**KJAR, McKENNA & STOCKALPER, LLP**

---

**From:** Molshree Gupta  
**Sent:** Wednesday, May 17, 2023 10:01 AM  
**To:** Thomas Ferlauto <[tmf@lawofficetmf.com](mailto:tmf@lawofficetmf.com)>; Maria L. Nixon <[mnixon@kmslegal.com](mailto:mnixon@kmslegal.com)>

**Cc:** Patrick Stockalper <[pstockalper@kmslegal.com](mailto:pstockalper@kmslegal.com)>; Barbara Ezra <[bezra@kmslegal.com](mailto:bezra@kmslegal.com)>

**Subject:** RE: Assif v County of Los Angeles; Notice of Deposition Kelly

Thank you for working with us on this.

Can we at least confirm the 5/25 depo at 1 pm so we can lock it down with that witness?

I am in communication with the rest and should have those dates to you shortly.

As I previously advised, we are maintaining the objection to category #9.

Thanks,

Molshree Gupta  
Partner  
**KJAR, McKENNA & STOCKALPER, LLP**

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**From:** Thomas Ferlauto <[tmf@lawofficetmf.com](mailto:tmf@lawofficetmf.com)>

**Sent:** Wednesday, May 17, 2023 9:57 AM

**To:** Maria L. Nixon <[mnixon@kmslegal.com](mailto:mnixon@kmslegal.com)>

**Cc:** Patrick Stockalper <[pstockalper@kmslegal.com](mailto:pstockalper@kmslegal.com)>; Molshree Gupta <[mgupta@kmslegal.com](mailto:mgupta@kmslegal.com)>; Barbara Ezra <[bezra@kmslegal.com](mailto:bezra@kmslegal.com)>

**Subject:** Assif v County of Los Angeles; Notice of Deposition Kelly

Counsel:

Attached please find the notice of deposition for Defendant Kelly on May 30 at 10:00 a.m. in Santa Monica.

I am still awaiting available dates for the PMK at COLA. I recognize that you provided the afternoon of May 25 for the PMK on issues 7 and 8, but you still have not provided me dates for the PMK on issues 1-6 and issue 9. This deposition notice was first served in March. Certainly, over the past seven and a half weeks you have had an opportunity to confer with your client and identify the appropriate witnesses for those issues. I would like you to provide me with dates for all of these witnesses, preferably on the same day, but we will make whatever reasonable accommodations are necessary for the witnesses' schedules. However, until you offer me dates, we have nothing to work with.

Sincerely

Thomas M. Ferlauto

Direct Dial 310-849-7554

25201 Paseo de Alicia, Suite 270  
Laguna Hills, CA 92653  
Phone: 949-334-8650  
Facsimile: 949-334-8691

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On May 16, 2023, at 12:13 PM, Maria L. Nixon <[mnixon@kmslegal.com](mailto:mnixon@kmslegal.com)> wrote:

Dear Counsel:

Sgt. Kelly is available for his deposition on either May 26 or May 30.

Regards,

<image002.jpg>

Maria Nixon  
Legal Assistant/Paralegal to  
Molshree Gupta, Esq.  
Carina M. Jordan, Esq.  
**KJAR, McKENNA & STOCKALPER, LLP**  
841 Apollo Street, Suite 100  
El Segundo, California 90245  
424-217-3026 - Main No. (Ext. 1099)  
424-369-8664 - Direct  
424-367-0400 - Fax No.  
424-369-8566 - Direct Fax No.  
[mnixon@kmslegal.com](mailto:mnixon@kmslegal.com)

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**From:** Molshree Gupta <[mgupta@kmslegal.com](mailto:mgupta@kmslegal.com)>  
**Sent:** Tuesday, May 16, 2023 8:33 AM  
**To:** Thomas Ferlauto <[tmf@lawofficetmf.com](mailto:tmf@lawofficetmf.com)>  
**Cc:** Patrick Stockalper <[pstockalper@kmslegal.com](mailto:pstockalper@kmslegal.com)>; Maria L. Nixon <[mnixon@kmslegal.com](mailto:mnixon@kmslegal.com)>  
**Subject:** RE: Assif v County of Los Angeles  
**Importance:** High

The County can produce the most knowledgeable witness as to the below categories on May 25, 2023 **at 1 pm in Santa Monica** :

- a) The supervision of Defendant Kelly on September 24, 2021.
- b) The investigation into Defendant Kelly's conduct in the incident that is the subject matter of this litigation and that took place on September 24, 2021.

That is the only day between 5/22 and 6/1 which works for this witness' schedule. Please advise ASAP whether this will work for you.

Thanks,  
<image003.jpg>

Molshree Gupta  
Partner  
**KJAR, McKENNA & STOCKALPER, LLP**

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**From:** Thomas Ferlauto <[tmf@lawofficetmf.com](mailto:tmf@lawofficetmf.com)>  
**Sent:** Monday, May 15, 2023 10:28 AM  
**To:** Molshree Gupta <[mgupta@kmslegal.com](mailto:mgupta@kmslegal.com)>  
**Cc:** Patrick Stockalper <[pstockalper@kmslegal.com](mailto:pstockalper@kmslegal.com)>; Maria L. Nixon <[mnixon@kmslegal.com](mailto:mnixon@kmslegal.com)>  
**Subject:** Re: Assif v County of Los Angeles  
**Importance:** High

I gave you dates. May 22 through June 1.

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On May 15, 2023, at 7:44 AM, Molshree Gupta <[mgupta@kmslegal.com](mailto:mgupta@kmslegal.com)> wrote:

Please provide dates which work for your calendar, and we will run them by the witnesses ASAP.

Thanks,

<image001.jpg>

Molshree Gupta  
Partner  
**KJAR, McKENNA & STOCKALPER, LLP**

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**From:** Patrick Stockalper <[pstockalper@kmslegal.com](mailto:pstockalper@kmslegal.com)>  
**Sent:** Saturday, May 13, 2023 11:24 AM  
**To:** Thomas Ferlauto <[tmf@lawofficetmf.com](mailto:tmf@lawofficetmf.com)>  
**Cc:** Molshree Gupta <[mgupta@kmslegal.com](mailto:mgupta@kmslegal.com)>; Maria L. Nixon <[mnixon@kmslegal.com](mailto:mnixon@kmslegal.com)>  
**Subject:** RE: Assif v County of Los Angeles

That's fine. I was not jockeying for something here – just offering up another space.

<image001.jpg>

Patrick Stockalper  
Partner  
**KJAR, McKENNA & STOCKALPER, LLP**  
841 Apollo Street, Suite 100  
El Segundo, California 90245  
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**From:** Thomas Ferlauto <[tmf@lawofficetmf.com](mailto:tmf@lawofficetmf.com)>  
**Sent:** Saturday, May 13, 2023 11:23 AM  
**To:** Patrick Stockalper <[pstockalper@kmslegal.com](mailto:pstockalper@kmslegal.com)>

**Cc:** Molshree Gupta <[mgupta@kmslegal.com](mailto:mgupta@kmslegal.com)>; Maria L. Nixon <[mnixon@kmslegal.com](mailto:mnixon@kmslegal.com)>

**Subject:** Re: Assif v County of Los Angeles

The depositions will either be in my office or at the law office of Philip Kent Cohen (in Santa Monica) who will be associated into this case and will be trying the case with me.

Thank you

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On May 13, 2023, at 11:13 AM, Patrick Stockalper  
<[pstockalper@kmslegal.com](mailto:pstockalper@kmslegal.com)> wrote:

Tom: I would think we can also do depositions in our El Segundo office.

<image001.jpg>

Patrick Stockalper  
Partner  
**KJAR, McKENNA & STOCKALPER, LLP**  
841 Apollo Street, Suite 100  
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**From:** Thomas Ferlauto <[tmf@lawofficetmf.com](mailto:tmf@lawofficetmf.com)>  
**Sent:** Saturday, May 13, 2023 11:10 AM  
**To:** Molshree Gupta <[mgupta@kmslegal.com](mailto:mgupta@kmslegal.com)>  
**Cc:** Maria L. Nixon <[mnixon@kmslegal.com](mailto:mnixon@kmslegal.com)>; Patrick Stockalper <[pstockalper@kmslegal.com](mailto:pstockalper@kmslegal.com)>  
**Subject:** Re: Assif v County of Los Angeles  
**Importance:** High

Ms. Gupta:

Please provide dates of availability for your witnesses for in-person depositions on dates when they will not have unreasonable time constraints. As I said, we should assume a 7 hour deposition. A Zoom deposition will not be acceptable. My calendar is hectic at the moment, but I will work with you to get these depositions done in a proper manner on two separate dates between May 22 and June 1. If traveling to Orange County is an issue, we can hold the depositions at an office in Santa Monica.

Thank you,

Thomas M. Ferlauto

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On May 12, 2023, at 6:08 PM, Molshree Gupta <[mgupta@kmslegal.com](mailto:mgupta@kmslegal.com)> wrote:

Please see the attached court order stating the parties may choose to informally agree to take depositions beyond the discovery cut-off date.

- We suggest you proceed with the depositions of Defendants, we will provide all depo availability as it becomes available.